IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

CR No. 3234 of 2007

DATE OF DECISION: 03.7.2007

Haryana Financial Corporation ...PETITIONER

VERSUS

Nand Lal & Others ...RESPONDENTS

CORAM

HON'BLE MR.JUSTICE PERMOD KOHLI

PRESENT: Mr.Puneet Gupta, Advocate for the petitioner

Permod Kohli (Oral)

The short plea of the petitioner who is defendant in the suit filed by respondent no.1 is that the trial court has failed to decide the application

preferred by respondent no.1 under Order 39 Rules 1 & 2 read with Section 151 of the CPC, within the statutory period or at least within the reasonable time. Interlocutory orders passed by the trial court have been reproduced in the petition itself. It appears that on 1.5.2006 the trial court issued ad interim injunction restraining the present petitioner from using coercive method to enforce recovery. Thereafter, a number of orders have been passed, but the application has not been decided. Needless to say that the Court is under an obligation to decide interim application as expeditiously as possible, particularly when ad interim relief has been granted initially.

In this view of the matter, without issuing any notice to the other side, this petition is disposed of at the motion stage with a direction to the Civil Judge (Junior Division), Faridabad to dispose of the application for interim injunction within a period of one month from the date of receipt of a certified copy of this order.

(PERMOD KOHLI)
JUDGE

03.07.2007
MFK

NOTE: Whether to be referred to the Reporter or not:YES/NO